

2 ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS
3 OF PALM BEACH COUNTY, FLORIDA, AMENDING
4 ORDINANCE NO. 85-40 AS AMENDED BY ORDINANCES
5 NO. 87-24, 88-29, 89-36, 90-39, 91-43, 92-21,
6 93-31, 94-14, 94-28, 95-32 AND 96-2
7 ESTABLISHING AN AMENDED FIVE YEAR ROAD
8 PROGRAM; PROVIDING FOR TITLE; PURPOSE;
9 ADOPTION OF REVISED FIVE YEAR ROAD PLAN AND
10 REVISED LIST OF PROJECTS CONTAINED IN EXHIBIT
11 "A"; IMPLEMENTATION OF PLAN; MODIFICATION OF
12 PLAN; FUNDING OF OTHER ROADWAY IMPROVEMENTS,
13 INTERPRETATION OF EXHIBIT; REPEAL OF LAWS IN
14 CONFLICT; SEVERABILITY; INCLUSION IN THE CODE
15 OF LAWS AND ORDINANCES; EFFECTIVE DATE.

16 WHEREAS, by Ordinance 85-40, the County established a
17 five-year road program setting forth the road projects to be
18 funded, designed and constructed by the County within the next five
19 years; and

20 WHEREAS, Ordinance 85-40 required annual updates of the
21 road projects by December of each year and permits modifications of
22 the plan no more than twice in a one year period; and

23 WHEREAS, the Board of County Commissioners annually
24 updated Ordinance 85-40 by enacting Ordinances 87-24, 88-29, 89-36,
25 90-39, 91-43, 92-21, 93-31, 94-14, 94-28, 95-32, and 96-2 by
26 amending the attachment identified as Exhibit "A" to each of the
27 Ordinances; and

28 WHEREAS, the Board has considered the funding and timing
29 of road projects for the next five years as set forth in Exhibit
30 "A" to Ordinance 96-2 and desires to revise Exhibit "A" of
31 Ordinance 96-2 to reflect such changes; and

32 WHEREAS, the Board wishes to amend the Five Year Road
33 Program Ordinance by amending Exhibit "A" and enacting a new
34 Exhibit "A" to this Ordinance.

35 NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
36 COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

37 SECTION I

38 Ordinance 85-40, as amended by Ordinances 87-24, 88-29,
39 89-36, 90-39, 91-43, 92-21, 93-31, 94-14, 94-28, 95-32 and 96-2 is
40 hereby amended.

ORDINANCE NO.

96 21

1 **TITLE**

2 This Ordinance shall be known as the "Palm Beach County
3 Five Year Road Program Ordinance."

4 **PURPOSE**

5 The Palm Beach County Comprehensive Plan, Traffic
6 Circulation Element, is designed to be used as a guide to meet
7 existing and future ground transportation needs of the County
8 including major roadways within incorporated municipalities. The
9 element analyzes the primary transportation network within the
10 County to determine system deficiencies and identify improvements.

11 The Board of County Commissioners now desires to codify
12 in this Ordinance a reasonably attainable program of roadway
13 construction for the next five years and match the construction of
14 the projects with available funding. The further purpose of this
15 Ordinance is to encourage the prioritization of projects, provide
16 for better timing of right-of-way acquisition and provide improved
17 planning for financial funding mechanisms.

18 **ADOPTION OF REVISED FIVE YEAR ROAD PLAN**

19 The list of projects for the Five Year Road Program set
20 forth in Exhibit "A," of Ordinance 85-40, as amended, is hereby
21 modified as set forth in a new Exhibit "A", attached hereto and
22 incorporated herein, and is hereby adopted as the Five Year Road
23 Plan. Exhibit "A" of Ordinance 96-2 is hereby deleted and replaced
24 with the new Exhibit "A", attached hereto.

25 **IMPLEMENTATION OF PLAN**

26 The County Administrator and the County Engineer are
27 directed to implement the Five Year Road Plan by taking such
28 actions as are necessary to cause the construction of the roadway
29 segments indicated on the Plan, make periodic reports to the Board
30 of County Commissioners with regard to the progress of the projects
31 and to bring all necessary agreements and budget amendments to
32 accomplish the project to the Board of County Commissioners for
33 consideration.

1 MODIFICATION OF PLAN

2 Each year prior to December, the Board of County
3 Commissioners shall consider an amendment to this Ordinance
4 modifying the list of projects contained on Exhibit "A" to create
5 a viable list of funded projects for the succeeding five years.
6 From time to time during each year, the Board of County
7 Commissioners, by resolution, may shift funding within the program
8 to promote the more efficient construction of the projects.
9 Deletions, substitutions and additions of entire construction
10 projects from Exhibit "A" may only be accomplished by Ordinance of
11 the Board of County Commissioners. Deletions of projects may be
12 accomplished no more frequently than twice a year.

13 FUNDING OF OTHER ROADWAY IMPROVEMENTS, INTERPRETATION OF

14 EXHIBIT

15 This Ordinance shall not be construed to prevent the
16 Board of County Commissioners from constructing other roadway
17 improvements which are not listed on Exhibit "A," provided the
18 projects are funded from sources which will not delete or delay
19 projects included on Exhibit "A."

20 It is recognized that Exhibit "A" depicting limits of the
21 various projects, length of projects, type of work, timetables and
22 costs are approximations that will require modification and
23 updating by the County Administrator based upon more detailed
24 information and bidding results; provided that the following
25 changes may only be made by the County Commission:

26 (a) Changes that increase or decrease the total
27 approved appropriations of the program.

28 (b) Changes requiring funding from a reserve
29 account.

30 (c) Changes increasing a Board approved project
31 budget by more than five percent.

32 (d) Changes which significantly affect the scope,
33 nature, or phasing of a capital project.

REPEAL OF LAWS IN CONFLICT

2 All local laws and ordinances applying to the
3 unincorporated area of Palm Beach County in conflict with any
4 provisions of this Ordinance are hereby repealed.

SEVERABILITY

If any section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any reason held by the Court to be unconstitutional, inoperative, or void, such holding shall not affect the remainder of this Ordinance.

INCLUSION IN THE CODE OF LAWS AND ORDINANCES

11 The provisions of this Ordinance shall become and be made
12 a part of the Code of Laws and Ordinances of Palm Beach County,
13 Florida. The sections of this Ordinance may be renumbered or
14 relettered to accomplish such, and the word "ordinance" may be
15 changed to "section," "article," or any other appropriate word.

EFFECTIVE DATE

17 The provisions of this Ordinance shall become effective
18 upon filing with the Department of State.

19 APPROVED AND ADOPTED by the Board of County Commissioners
20 of Palm Beach County, Florida, this 18 day of June,
21 1996.

22 DOROTHY H. WILKEN, CLERK PALM BEACH COUNTY, FLORIDA, BY ITS
23 BOARD OF COUNTY COMMISSIONERS

24 By: *J. H. Muller* *ALM BEACH* *Chair*
25 Deputy Clerk *ALM BEACH* *Chair*

26 APPROVED AS TO FO
27 LEGAL SUFFICIENCY

28 By: Margaret A. D'Amato
29 Asst. County Attorney

30 EFFECTIVE DATE: Filed with the Department of State on
31 the 25th day of June, 1996.

32 G:\COMMON\WPDATA\ENG\ORD\FIVEYR96.ORD

PUBLIC HEARING - JUNE 18, 1996

PROPOSED PALM BEACH COUNTY FIVE YEAR ROAD PROGRAM - EXHIBIT A

	FY 95/96 ADOPTED BUDGET	FY 95/96 BUDGET PROJECTIONS	FY 96/97 PROJECTED	FY 97/98 PROJECTED	FY 98/99 PROJECTED	FY 99/00 PROJECTED	FY 00/01 PROJECTED	TOTAL PROJECTED
LOCAL OPTION GASOLINE TAXES	27,496,000	26,755,100	27,424,000	28,109,000	28,812,000	29,532,000	30,271,000	170,903,100
IMPACT FEES	10,433,000	10,456,000	10,664,000	10,664,000	10,664,000	10,664,000	10,664,000	63,776,000
INTEREST EARNINGS	4,982,500	6,415,800	5,083,600	5,081,000	5,173,000	5,268,000	5,364,000	32,385,400
MISCELLANEOUS	750,000	750,000	E	1,250,000	F	1,100,000	G	3,500,000
BOND ISSUE PROCEEDS	0	0	0	15,810,000	B	0	0	15,810,000
LESS 5% STATUTORY RESERVES	(2,145,575)	0	(2,158,580)	(2,192,700)	(2,232,450)	(2,273,200)	(2,314,950)	(11,171,880)
TOTAL CURRENT REVENUES	41,515,925	44,376,900	58,073,020	42,761,300	45,916,550	43,190,800	43,984,050	278,302,620
BALANCES FORWARD								
FROM GENERAL REVENUES	16,601,037	16,601,037	5,077,437	5,723,957	(17,043)	99,507	520,307	16,601,037
FROM SWEEPS/RESERVES	0	0	4,500,000	0	0	0	0	4,500,000
FROM IMPACT FEES	3,272,000	3,272,000	A	0	2,410,000	D	0	5,682,000
TOTAL REVENUES	61,388,962	64,249,937	67,650,457	50,895,257	45,899,507	43,290,307	44,504,357	305,085,657
PROJECT COSTS AS PROPOSED	61,352,500	59,172,500	61,926,500	50,912,300	45,800,000	C	42,770,000	C
REVENUES LESS PROJECT COSTS	36,462	5,077,437	5,723,957	(17,043)	99,507	520,307	4,357	4,357

FOOTNOTES:

A - Impact Fee balances forward assigned to the Military Trail - Palmetto to Glades project (\$2,300,000) and to Lantana Road - Hagen Ranch Rd to Jog Rd project (\$972,000)

B - Bond proceeds dedicated to the Donald Ross Road Intracoastal Bridge project. Assumes \$15,000,000 of current revenues/carryover used to finance project.

C - Includes bond debt service on Donald Ross Bridge project debt, assumes 3 year payback at 4% interest. Listed on second page of project schedules

D - Impact Fee balances forward assigned to the Military Trail - Glades Rd to Clint Moore Rd project

E - Advanced impact fees from Jones Property project (\$500,000 - for design of Jog Rd from Lake Ida to Boynton Beach Blvd) and Towne Park PUD project (\$250,000 - for design of Lantana Rd from SR 7 to Lacuna) F - Advanced impact fees from Jones Property project (\$1,000,000 - for R/W of Jog Rd from Lake Ida to Boynton Beach Blvd) and Towne Park PUD project (\$250,000 - for R/W of Lantana Rd from SR 7 to Lacuna)

G - Advanced impact fees (\$100,000) and no interest loan (\$1,000,000) from Jones Property project (for partial construction funding of Jog Rd from Lake Ida to Boynton Beach Blvd). Loan to be repaid in 98/99 and 99/2000 at \$500,000 per year

H - Advanced impact fees (\$1,150,000) and no interest loan (\$2,350,000) from Towne Park PUD project (for construction of Lantana Rd from SR 7 to Lacuna). Loan to be repaid in 99/2000 at \$1,000,000 and \$1,350,000 in 2000/01

I - Note on interest projections:

Projections for interest earnings assume that average cash balances will approximate 2.4 times the current year revenue projections at an interest rate of 4.8%

J - 1995-96 interest estimates are based on budget projections using a 5.5% rate and estimated cash flows and cash balances by fund

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PROPOSED PALM BEACH COUNTY FIVE YEAR ROAD PROGRAM - EXHIBIT A

PROJECT	DESCRIPTION	FY 95/96 COST-PHASE	FY 96/97 COST-PHASE	FY 97/98 COST-PHASE	FY 98/99 COST-PHASE	FY 99/00 COST-PHASE
Military Trail - Congress Ave	2.0 mi, add cntr turn lane	0	0	1,730	0	0
Bolles Canal - SR 80	3.5 mi, 2 L reconst	4,840 C	0	0	0	0
• Marcinski Road to Indiantown Road and Haverhill Road	rehab/upgrade	0	1,500 P	0	0	0
• Belvedere Road	extend center turn lanes	0	0	2,370	0	0
Blue Heron Blvd	1.2 mi, 6 L bridges	2,530 C	0	0	0	0
Center Street	0.6 mi, 6 L	1,710 C	0	0	0	0
Clint Moore Road	0	0	0	2,000 P	0	0
Computer Equipment	100 P	200 P	100 P	0	0	0
Congress Ave	1.0 mi, 6 L	0	0	1,440 C	0	0
Congress Ave	1.6 mi, 2/3 L	0	0	3,440	0	0
Crestwood Ave	1.1 mi, 4 L	0	0	0	0	0
Donald Ross Rd	1.3 mi, 4/6 L	3,030 R	30,810 C	0	0	0
Donald Ross Rd	3,030 R	0	0	0	0	0
Flavor Pict Rd	1,800 M	0	0	0	0	0
Folsom Rd/Crestwood Forest Hill Blvd	1,180 C	0	0	0	0	0
Glades Area	0	0	0	0	0	0
Gateway Blvd (NW 22nd)	2,970 C	0	0	0	0	0
Gateway Blvd	1,140 C	0	0	0	0	0
Hagen Ranch Road	0	0	0	0	0	0
Haverhill Rd	0	0	0	0	0	0
Indiantown Rd	0	0	0	0	0	0
Intersection Program	0	0	0	0	0	0
Jog Road	0	0	0	0	0	0
Jog Road	0	0	0	0	0	0
Jog Road	0	0	0	0	0	0
Jog Road	0	0	0	0	0	0
Jog Road	0	0	0	0	0	0
Jog Road	0	0	0	0	0	0
Jog Road/Roebuck Road	0	0	0	0	0	0
Lake Worth Road	0	0	0	0	0	0
Lantana Road	0	0	0	0	0	0
Lantana Road	0	0	0	0	0	0
Lantana Road	0	0	0	0	0	0
Lawrence Road	0	0	0	0	0	0
Metaleuca Lane	0	0	0	0	0	0
• ORDINON TRAIL	0	0	0	0	0	0
Mercer Ave	0	0	0	0	0	0
Military Trail	0	0	0	0	0	0
Military Trail	0	0	0	0	0	0
Miner Road	0	0	0	0	0	0
Miner Road	900 C	900 C	1,940 C	0	0	0
Miner Road	1.0 mi, 2/3 L	0	0	0	0	0

* = See footnotes; S = Study; D = Design; M = Mitigation; R = Right of Way; C = Constitution, P = Payment, B = Beautification, L = Street Lighting

PUBLIC HEARING - JUNE 18, 1996

PROPOSED PALM BEACH COUNTY FIVE YEAR ROAD PROGRAM - EXHIBIT A

PROJECT	LIMITS	DESCRIPTION	COST-PHASE	FY 95/96	FY 96/97	FY 97/98	FY 98/99	FY 99/00
				COST-PHASE	COST-PHASE	COST-PHASE	COST-PHASE	COST-PHASE
Northlake Blvd	Coconut Boulevard - Ibis	2 0 mi, 4 l	500 D	0	0	0	4,000 C	
Northlake (Reliever)	Military Trail - Garden Road	1.0 mi, 3.3 l	0	0	1,580 R	2,000 R	4,000 C	
Northlake (Reliever)	Garden Road - Congress Ave	0.7 mi, 2.3 l	0	0	0	0	0	0
Old Dixie Highway	SR 811 to Tequesta Dr - drainage	none	100 P	0	0	0	0	0
Old State Road 80	rehabilitation/heavy maintenance		0	0	1,500 C	1,590 C	1,500 C	
Palmway Program	Prosperity Farms Rd	rehabilitation pathways	1,500 DRC					
Reserve - Beautification	Archie's Creek Bridge	bridge replacement	310 C	0	0	0	0	
Reserve - Street Lighting	Countywide	beautification	300 B	400 B	500 B	600 B	700 L	
Reserve - Plans/Align	Countywide	street lighting	400 L	500 L	600 L	700 L	800 L	
Reserve R/W	Countywide	design/studies	2,200 DS	2,000 DS	3,100 DS	3,500 DS	2,500 DS	
Reserve - Construction	Countywide	land acquisition	1,500 R	2,600 R	4,000 R	4,800 R	3,100 R	
Reserve - Traffic Signals	Countywide	construction reserve	0	0	0	0	0	
Royal Palm Beach Blvd	Orange Grove Blvd - Persimmon Blvd	energy efficiency	300 D/C	300 D/C	0	0	0	
Seminole Pratt Whitney Rd	Sycamore to 60th (8 canal crossings)	0.5 mi, 5 L	1,160 C	0	0	0	0	
Silver Beach Road	Congress Avenue - Avenue S	guardrail/safety improvements	0	100 C	0	0	0	
South Shore Blvd	S of Greenview Shores Blvd - Big Blue Trace	0.4 mi, 2/3 L	0	550	0	0	0	
Transfer to Debt Service	Loan repayment for Donald Ross Road bridge	1.3 mi, 4 L	0	0	0	0	0	
Transfer to Mass Transit	Repayment of FY 94 Advance	0	0	0	0	0	0	
Water Tower Rd	Congress Ave - Old Dixie Highway	1.153 P	837 P	522 P	0	6,380 P	10,030 P	
Westgate Ave	Military Trail - Congress Ave	0.5 mi, 2 L	0	0	0	0	730	
Woolbright Road	Congress Ave - I-95	1.5 mi, 5 L	3,220 C	0	0	0	0	
		0.9 mi, 6 L	1,410 C	0	0	0	0	
TOTAL COSTS			59,173	61,927	50,912	45,800	42,770	

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ORDINANCE NO.

PROPOSED PALM BEACH COUNTY FIVE YEAR ROAD PROGRAM - EXHIBIT A

FOOTNOTES TO THE INDIVIDUAL PROJECTS CONTAINED IN THE PLAN

10th AVENUE NORTH - MILITARY TRAIL TO CONGRESS AVENUE

Funding to be held in reserve pending resolution of West Peninsular Title case.

This funding will be available for construction of the described improvements if this funding is not required for the West Peninsular case.

827A (BELLE GLADE) - BOLLES CANAL TO SR 80

R/W has been donated

A 1A - MARCINSKI ROAD TO INDIANTOWN ROAD

Anticipates agreement with Town of Jupiter including ISTEA funding.

BELVEDERE ROAD AND HAVERHILL ROAD INTERSECTION

Funding to be held in reserve pending resolution of on-going litigation.

This funding will be available for construction of the described improvements pending the resolution of the on-going litigation.

BOND ISSUE PROCEEDS (DONALD ROSS ROAD - PROSPERITY FARMS ROAD TO US 1)

Program revenue estimate represents net proceeds of planned bond issue

CLINT MOORE ROAD AT FLORIDA'S TURNPIKE

Palm Beach County & Florida Department of Transportation Agreement dated 12/7/92

GATEWAY BLVD - SEACREST AVENUE TO US 1

Anticipates Joint Project Agreement with City of Boynton Beach

JOG ROAD - LAKE IDA ROAD TO BOYNTON BEACH BOULEVARD

Agreement dated 1/25/96 with developer (Jones property)

JOG ROAD/ROEBUCK ROAD - OKEECHOBEE BOULEVARD TO HAVERHILL ROAD

Interlocal agreement with the City of West Palm Beach

LANTANA ROAD - STATE ROAD 7 TO LACUNA

Agreement dated 4/25/96 with developer (Towne Park PUD property)

LANTANA ROAD AT FLORIDA'S TURNPIKE

Palm Beach County & Florida Department of Transportation agreement dated 5/12/94

MINER ROAD - LAWRENCE ROAD TO CONGRESS AVENUE

Joint Project Agreement with the City of Boynton Beach.

LANTANA ROAD - HAGEN RANCH ROAD TO JOG ROAD

Balance of funding to construct Lantana Road as required by Smith Dairy Agreement

This funding will be available for construction of the described improvements if this funding is not required for the West Peninsular case.

MELALEUCA LANE - HAVERHILL ROAD TO MILITARY TRAIL

Funding to be held in reserve pending resolution of West Peninsular Title case.

This funding will be available for construction of the described improvements if this funding is not required for the West Peninsular case.

NORTHLAKE BOULEVARD - COCONUT BOULEVARD TO IBIS
Palm Beach County and Indian Trail Water Control District agreement dated 4/28/92

NORTHLAKE (RELIEVER) - MILITARY TRAIL TO GARDEN ROAD

CONGRESS AVENUE - BLUE HERON BLVD TO NORTHLAKE BLVD

SILVER BEACH ROAD - CONGRESS AVE TO AVENUE S

WATER TOWER ROAD - CONGRESS AVE TO OLD DIXIE HIGHWAY

NORTHLAKE (RELIEVER) - GARDEN ROAD TO CONGRESS AVENUE

CONGRESS AVENUE - BLUE HERON BLVD TO NORTHLAKE BLVD

SILVER BEACH ROAD - CONGRESS AVE TO AVENUE S

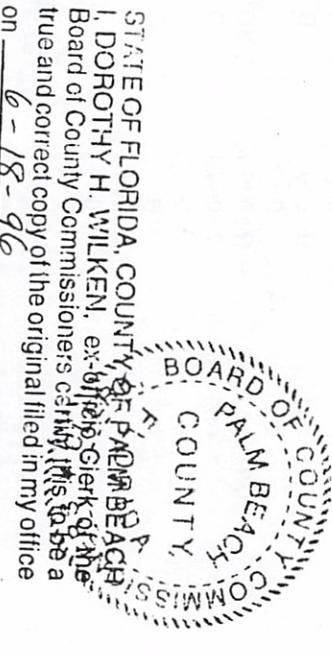
WATER TOWER ROAD - CONGRESS AVE TO OLD DIXIE HIGHWAY

Agreement pending (with municipalities) for Northlake Boulevard "CRANL.S." designation

Funding to be held in reserve pending further review of this project area by the Board.
This funding will be available for construction of the described improvements pending the results of the Board's review of the project area.

ROYAL PALM BEACH BLVD - ORANGE GROVE BLVD TO PERSIMMON BLVD

Palm Beach County and Indian Trail Water Control District Agreement dated 4/28/92



By: Dorothy Wilken D.C.